

**Village of Cold Spring
Board of Trustees Workshop
February 26, 2013**

The Board of Trustees for the Village of Cold Spring held a workshop Tuesday, February 26, 2013 beginning at 7:30 pm at the Village Hall, 85 Main Street, Cold Spring, NY.

Attending were Mayor Seth Gallagher, Trustees: Bruce Campbell, Ralph Falloon, Matt Francisco and Charles Hustis, III (arrived at 8:15 pm)

Also present was Village Attorney, Stephen Gaba

7:30 pm Mayor Gallagher opened the public hearing on the Floodplain Management Code to ensure that the Village of Cold Spring is in compliance with the Federal Emergency Management Agency's National Flood Insurance Program standards.

1. Public Hearing Floodplain Management Code:

The meeting was opened to Board member comments. There were no Board member comments.

The meeting was opened for public comments:

- Gretchen Dykstra, 8 Garden Street, questioned whether or not the Village made an application to the program that was discussed at the workshop on floodplains. Suggested that the Village should apply for the grant offered by New York State to get extra funds to implement.
- Mike Armstrong, Morris Ave. – discussed giving relief of the height requirement, when a building is required to be elevated, so it will not be in violation of the height requirements in the Village Code.

Trustee Francisco moved to close the public hearing on a local law to repeal and re-enact Village Code Chapter 52 and Trustee Campbell seconded the motion.

Mayor Gallagher	Yes
Trustee Campbell	Yes
Trustee Falloon	Yes
Trustee Francisco	Yes
Trustee Hustis	Absent

The public hearing was closed by a unanimous vote at about 7:45 pm.

Mayor Gallaher read Resolution No. 9-13

WHEREAS, the Village Board has considered the adoption of local law to repeal Village Code Chapter 52 "Floodplain Management" and to replace it with a new Chapter 52 "Floodplain Management"; and

Whereas, this is an action subject to SEQRA and the Village Board is Lead Agency,

and

WHEREAS, the Village Board has caused to be prepared and has before it an Environmental Assessment Form, and has identified the action as a Type 1 Action,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Mayor is hereby authorized to sign the EAF, and
2. That after due consideration of all the facts and circumstances in this matter the

Village Board as Lead Agency does hereby adopt the **annexed** Negative declaration.

Trustee Campbell presented the foregoing resolution which was seconded by Trustee Francisco.

The vote on the foregoing resolution was as follows:

Mayor Gallagher	Yes
Trustee Campbell	Yes
Trustee Falloon	Yes
Trustee Francisco	Yes
Trustee Hustis	Absent

Resolution No 9-13 was adopted unanimously on this day February 26, 2013.

Mayor Gallagher read Resolution 10-13.

WHEREAS, the Village Board has considered the adoption of a proposed local law entitled: "A Local Law to repeal and re-enact Village Code Chapter 52, by replacing the existing chapter with a new Chapter 52 'Floodplain Management', " and

WHEREAS, following due notice the Village Board held a public hearing on the proposed local law, and

WHEREAS, the local law was submitted to the Putnam County Planning Department ("PCDP") for its review pursuant to the requirements of the General Municipal Law § 239-m, and PCDP responded on February 13, 2013 recommending local determination,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby adopt the proposed local law, a copy of which is **attached**, and
2. That the said local law shall be effective upon publication, posting and filing in the Office of the

Secretary of State in Albany.

Trustee Falloon presented the foregoing resolution was seconded by Trustee Campbell.
The vote on the foregoing resolution was as follows:

Mayor Gallagher	Yes
Trustee Campbell	Yes
Trustee Falloon	Yes
Trustee Francisco	Yes
Trustee Hustis	Absent

Resolution No 10-13 was adopted unanimously on this day February 26, 2013.

2. Accept Fireman's Service Award Point Listing

One change was made to the Fireman's Service Award point listing since the board approved it on January 8th. Peter Smith points earned changed from 48 to 53 after providing additional information. Trustee Campbell motioned to approve the points listing of the Fireman's Service Award program and Trustee Francisco seconded the motion.

The motion to approve the Firefighter Service Award point listing was unanimously approved.

3. Review bond estimate for the Elmesco Application

Dear Mayor Gallagher:

The Planning Board received a bond estimate (**attached**) for the landscaping for the Elmesco application. The details of the estimate, which were worked out between the applicant's consulting architect and our Rob Cameron, are acceptable to the Planning Board.

Please let me know if the bond estimate is acceptable to the Board of Trustees so that the final plans can be signed by the Planning Board Chairman. If you need further information, please let me know.

Regards,
Joseph Barbaro, Chairman
Village of Cold Spring Planning Board

The bond estimate was in the amount of \$4,947.74.

Trustee Falloon moved to accept the bond estimate as presented and Trustee Francisco seconded the motion. The motion was approved unanimously.

4. Request to waive thirty day waiting period for liquor license for Whistling Willies American Grill

It was noted that there has been no major complaints about Whistling Willies American Grill and the Board has waived the thirty day waiting period for a liquor license in the past.

Trustee Campbell moved to waive the 30 day waiting period for a liquor license for Whistling Willies American Grill and Trustee Falloon seconded the motion. The motion to waive the 30 day waiting period was approved unanimously.

5. Budget Amendment Resolution #11-2013.

One change was noted which was (8) to A00-1420-410 Attorney: Special change amount from \$10,000 to \$7,500.

Trustee Falloon moved to accept the **attached** budget adjustments with one amendment and Trustee Campbell seconded the motion. The budget adjustments were adopted unanimously on February 26, 2013.

6. Correspondence :

- Letter from Thomas Costello, Village Justice dated 2/25/13 (**attached**) regarding approval of grant application.
- Letter from Cecilia Mastroianni Visual Touch Productions dated 2/14/13 (**attached**) regarding increase in cost for video-taping meetings. The board will consider the increase and make a decision at an upcoming meeting.

7. Flood insurance quotes

Trustee Campbell and Trustee Hustis will review the flood insurance quotes and will make a recommendation at a future meeting.

8. Federal transportation draft design report for Main Street, Fishkill Ave. and Furnace St. improvements

A meeting will be scheduled with a representative engineer from CHA. The meeting will hopefully be the same night as a monthly meeting.

9. Stephen Gaba discussed a draft local law amendment to Village Code Section 134-18.

A local law to amend Village Code Chapter 134, entitled "Zoning," by amending Village Code Section 134-18, "Supplementary Regulations Applying to All Districts," Section 134-2 (B), "Definitions," and Sections 134-(C) (2), 134-10 (B) (1) and 134-11 (B) (1).

10. Discussion on RFP for The Grove property

The Board discussed advertising sale of The Grove. There was a brief discussion of the condition of the building. It was noted that the HDRB requested review of proposals for The Grove. Trustee Hustis and Trustee Campbell will review RFP and any correspondence for The Grove.

11. Discussion with Paul Guilaro of Butterfield Realty regarding the Redevelopment Project

The Board discussed concerns from the public hearing with Mr. Guilaro. A couple concerns were as follows:

- It was suggested specifying the square footage and limiting the retail space to the first floor only
- Threat of losing US Post Office is a concern

Mr. Guilaro requested the following:

- Support of the Village Board to get the project complete.
- A timeline on the project
- Would like to know the Board's issues and concerns.

Mr. Guillaro agreed to continue with the proposal after the discussion with the Mayor and Board of Trustees.

Mr. Gaba will work up a flow chart for an estimated timeline for the proposal.

Foodtown requested notice that the Village Board is working on relocating the US Post Office.

Mayor Gallagher moved to express support for a zoning change that would allow for the US Post Office to locate at the Butterfield site. Trustee Falloon seconded the motion. The motion to support the zoning change was unanimously approved.

A letter will go out to Foodtown notifying them of the above proposal as a possible solution to the US Post Office relocation. The proposed rezoning will allow the US Post Office to relocate to the Butterfield site. Mayor Gallagher will contact Mr. Hickey from the US Post Office.

Mr. Guillaro noted that Michael Bowman presented him with a packet and read the following:

Dear Village Board of Trustees and Mr. Paul Guillaro,

I was asked to convey the attached 23 statements signed by 25 Philipstown Seniors showing their support of the Butterfield project. They would also like it known that they are active users of the Cold Spring American Legion Nutrition Center on Cedar St.

Packets will be made available for public review.

At 9:24 pm there was a 15 minute break. The meeting reconvened at 9:35 pm.

12. Bill approval

The bills were audited by Trustee Hustis. Trustee Hustis moved to approve payment of the bills and Trustee Falloon seconded the motion. The motion for bill approval was approved unanimously.

Trustee Campbell moved to go into executive session and Trustee Hustis seconded the motion. The executive session stated at 9:37 pm.

Respectfully submitted by,

Linda Valentino